

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

BURBRAN PIERRE, on behalf of himself and
others similarly situated,

Plaintiff,

v.

CITY OF NEW YORK, NEW YORK CITY
POLICE DEPARTMENT, TD BANK N.A.,
DUANE READE INC., B & H PHOTO VIDEO
PRO AUDIO LLC, BLOOMBERG L.P., WHOLE
FOODS MARKET GROUP, INC., TRIHOP 14TH
STREET LLC, and DOES NOS. 1-10,

Defendants.

Case No.: 1:20-cv-05116(ALC)(VF)

**NOTICE OF MOTION FOR PLAINTIFF’S UNOPPOSED
MOTION FOR FINAL APPROVAL OF THE SETTLEMENT
AND AWARD OF ATTORNEYS’ FEES AND COSTS**

PLEASE TAKE NOTICE that Plaintiff Burbran Pierre (“Plaintiff”), on behalf of himself and the proposed Class, respectfully moves this Court for an Order pursuant to Rule 23 of the Federal Rules of Civil Procedure for: (i) final approval of Plaintiff’s Settlement with Defendant Whole Foods Market Group, Inc.; (ii) final certification of the Rule 23 Class; (iii) approval of the requested attorneys’ fees and costs; and (iv) approval of the requested service award to Plaintiff.

In support of this motion, Plaintiff submits the accompanying Memorandum of Law in Support of Plaintiff’s Unopposed Motion for Final Approval of the Settlement and Award of Attorneys’ Fees and Costs, the Declaration of Innessa M. Huot, the Declaration of Burbran Pierre, the Declaration of Richard Simmons, the Settlement Agreement, this Court’s Preliminary Approval Order, as well as all pleadings, exhibits, records, and documents on file in this case, any

matters of which judicial notice may be taken, any oral argument that may be presented, and any such matters the Court deems just and necessary.

Defendant Whole Foods Market Group, Inc. does not oppose this motion.

Accordingly, Plaintiff respectfully requests this Court grant his motion.

Dated: September 21, 2022
New York, New York

Respectfully submitted,

FARUQI & FARUQI, LLP

By: /s/ Innessa M. Huot
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*Attorneys for Plaintiff, the proposed FLSA
Collective, and the proposed Class*